

MINUTES OF THE MARYLAND STATE BOARD OF EDUCATION

Tuesday, March 31, 2020
Maryland State Board of Education
200 W. Baltimore Street
Baltimore, Maryland 21201

The Maryland State Board of Education met via teleconference on Tuesday, March 31, 2020 at 2:00 p.m. The following members participated on the conference call: Brigadier General (BG) Warner Sumpter (Ret.); Ms. Jean Halle; Ms. Gail Bates; Mr. Clarence Crawford; Mr. Charles R. Dashiell, Jr., Esq.; Dr. Vermelle D. Greene; Dr. Rose M. Li; Dr. Joan Mele-McCarthy; Ms. Rachel McCusker, Ms. Lori Morrow, Mr. Michael Phillips, Dr. David Steiner; Ms. Noureen Badwi, Student Representative; and State Superintendent Dr. Karen B. Salmon. (Dr. Justin M. Hartings was not able to attend the meeting.)

The following staff members also participated: Ms. Amalie Brandenburg, Deputy State Superintendent, Office of Finance and Administration; Dr. Sylvia Lawson, Deputy State Superintendent, Office of School Effectiveness; Dr. Carol Williamson, Deputy State Superintendent, Office of Teaching and Learning; Mr. Elliott L. Schoen, Assistant Attorney General; and Dr. Miya T. Simpson, Executive Director, Office of the State Board.

President Sumpter called the meeting to order and asked Dr. Simpson to conduct the roll call. Mr. Schoen declared the presence of a quorum.

President Sumpter explained the meeting procedures.

President Sumpter shared that Dr. Salmon was recently informed that the Federal Waiver for Testing and Accountability has been approved by the U.S. Department of Education.

President Sumpter explained that the State Board would move into Executive Session and would adjourn from Executive Session.

***ACTION:** Upon motion by Ms. Halle, and seconded by Ms. Bates, the State Board approved moving into Executive Session and adjourning the meeting from the Executive Session. (Favor: 13; Opposed: 0; Abstain: 0).*

ADJOURN TO EXECUTIVE SESSION

Pursuant to § 3-305(b)(7) of the General Provisions Article, Annotated Code of Maryland, and upon motion of Jean Halle, seconded by Gail Bates, and with unanimous approval, the Maryland State Board of Education met in closed session by telephone conference on Tuesday, March 31, 2020. All board members were present except Dr. Justin Hartings. Also in attendance were Dr. Miya Simpson, Executive Director, Office of the State Board and Assistant Attorneys General, Elliott Schoen.

The Executive Session commenced at 2:05 p.m.

The State Board obtained legal advice regarding personnel matters including the Superintendent's new term and voted to terminate the contract with HYA search firm for convenience.

The Executive Session ended at 3:15 p.m.

ADJOURNMENT

With no further business before the Board, the meeting was adjourned from Executive Session at 3:15 p.m.

Karen B. Salmon, Ph.D.
Secretary/Treasurer

Date: April 28, 2020

The information included here provides a summary of the agenda items presented and actions taken during the meeting of the Maryland State Board of Education. The video recordings of the meetings are the official record of the meetings and can be located at:

<http://www.marylandpublicschools.org/stateboard/Pages/meeting-agendas/2020/2020-02-25.aspx>

Meeting materials, Opinions, and Orders can be found at:

<http://www.marylandpublicschools.org/stateboard/Pages/Meetings-2020.aspx>

The next meeting of the Maryland State Board of Education will be held on Tuesday, April 28, 2020. Appropriate accommodations for individuals with disabilities will be provided upon request. Eight business days notice prior to the event is required. Please contact Charlene Necessary at (410) 767-0467 or TTY at (410) 333-6442 so arrangements can be made.

MARYLAND STATE BOARD OF EDUCATION
PRESIDING OFFICER'S WRITTEN STATEMENT FOR CLOSING A MEETING ("CLOSING STATEMENT") UNDER OPEN MEETINGS ACT (General Provisions Article § 3-305)

1. Recorded vote to close the meeting.

Date: March 31, 2020

Time: 2:05 am

Location: 200 West Baltimore Street, Baltimore, MD 21201

Motion to close meeting made by: Ms. Jean Halle

Seconded by: Ms. Gail Bates

Members in favor: 13

Opposed: 0

Abstaining: 0

Absent: 0

2. The meeting was closed under authority of Section 3-305(b) of the General Provisions Article of the Annotated Code of Maryland (check all provisions that apply). This meeting will be closed under General Provision Art. § 3-305(b) only.

- 1. To discuss: (i) the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of appointees, employees, or officials over whom this public body has jurisdiction; or (ii) any other personnel matter that affects one or more specific individuals.
- 2. To protect the privacy or reputation of individuals concerning a matter not related to public business.
- 3. To consider the acquisition of real property for a public purpose and matters directly related thereto.
- 4. To consider a matter that concerns the proposal for a business or industrial organization to locate, expand, or remain in the State.
- 5. To consider the investment of public funds.
- 6. To consider the marketing of public securities.
- 7. To consult with counsel to obtain legal advice.
- 8. To consult with staff, consultants, or other individuals about pending or potential litigation.
- 9. To conduct collective bargaining negotiations or consider matters that relate to the negotiations.
- 10. To discuss public security, if the public body determines that public discussion would constitute a risk to the public or to public security, including: (i) the deployment of fire and police services and staff; and (ii) the development and implementation of emergency plans.
- 11. To prepare, administer, or grade a scholastic, licensing, or qualifying examination.
- 12. To conduct or discuss an investigative proceeding on actual or possible criminal conduct.
- 13. To comply with a specific constitutional, statutory, or judicially imposed requirement that prevents public disclosures about a particular proceeding or matter.
- 14. Before a contract is awarded or bids are opened, to discuss a matter directly related to a negotiating strategy or the contents of a bid or proposal, if public discussion or disclosure would adversely impact the ability of the public body to participate in the competitive bidding or proposal process.

3. For each provision checked above, disclosure of the topic to be discussed and the public body's reason for discussing that topic in closed session.

Citation (insert # from above)	Topic	Reason for closed-session discussion to topic
§ 3-305(b)(1)	Personnel matter	State Superintendent term extension
§ 3-305(b)(7)	Legal advice	Personnel and procurement
§ 3-305(b)(14)	Procurement matter	Search firm contract

4. This statement is made by BG Warner I. Sumpter, Ret., Presiding Officer.